

ERIK A. KELTON (State Bar No. 133300)
 LARRY P. ZOGLIN (State Bar No. 87313)
 PHILLIPS & COHEN LLP
 131 Steuart Street, Suite 501
 San Francisco, California 94105
 Tel: (415) 836-9000

Attorneys for *Qui Tam* Plaintiff

UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, et al.
ex rel. [*Qui Tam* Plaintiff],

Plaintiffs,

vs.

GILEAD SCIENCES INC.,

Defendant.

Case No. C 05 4344 SI (BZ)

UNSEALED NOTICE OF *QUI TAM*
 PLAINTIFF'S VOLUNTARY DISMISSAL
 WITHOUT PREJUDICE

UNSEALED NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

On March 2, 2009, the *qui tam* Plaintiff in the above-entitled action, through undersigned counsel, Noticed the voluntary dismissal of this action without prejudice. On March 9, 2009, pursuant to said Notice, the Court issued an Order dismissing the Complaint, First Amended Complaint, and Second Amended Complaint without prejudice.

Respectfully submitted,

Dated: March 24, 2009

By: /s/ Larry P. Zoglin

Erika A. Kelton (SBN #133300)
 Larry P. Zoglin (SBN # 87313)
 PHILLIPS & COHEN LLP
 131 Steuart Street, Suite 501
 San Francisco, CA 94105
 Tel: (415) 836-9000
 Fax: (415) 836-9001

Attorneys for *Qui Tam* Plaintiff